

FEDERAL COMMUNICATIONS COMMISSION
445 TWELFTH STREET SW
WASHINGTON DC 20554

Received & Inspected
JAN 27 2008
FCC Mail Room

MEDIA BUREAU
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
HOME PAGE: www.fcc.gov/mb/audio/

ENGINEER: CHARLES N. (NORM) MILLER
TELEPHONE: (202) 418-2767
FACSIMILE: (202) 418-1410
E-MAIL: charles.miller@fcc.gov

December 28, 2007

Robert D. Reite
Wilkes University
84 West South Street
Wilkes-Barre, Pennsylvania 18766

Re: WCLH(FM), Wilkes-Barre, Pennsylvania
Facility Identification Number: 72459
Wilkes University
Special Temporary Authorization

Dear Mr. Reite:

This is in reference to the request filed December 27, 2007, on behalf of Wilkes University ("WU"). WU requests special temporary authority ("STA") to operate Station WCLH with temporary facilities.¹ In support of the request, WU states that the station's licensed tower collapsed in an ice storm on December 16, 2007.

STA requests which involve a change in transmitter site must include four critical elements: (1) Loss of the licensed site must be beyond the licensee's control; (2) STA facilities must continue to provide service² to the licensed community; (3) STA facilities must maintain, as closely as practicable, the licensed service area³ without extending it; (4) STA facilities cannot involve the construction of towers intended for permanent use by the station requesting the STA.

Our review indicates that the request complies with the foregoing criteria.

Accordingly, the request for STA IS HEREBY GRANTED. Station WCLH may operate with the following facilities:

Channel:	214 (90.7 MHz)
Geographic coordinates:	41° 11' 11" N, 75° 51' 33" W (NAD 1927)
Effective radiated power:	not to exceed 0.175 kW (H&V)
Antenna type:	Nondirectional
Antenna elevation	
above ground level:	46 meters
above mean sea level:	656 meters

¹ WCLH is licensed for operation on Channel 214A (90.7 MHz) with effective radiated power of 0.175 kilowatt (H&V) and antenna height above average terrain of 311 meters.

² For AM - 5 mV/m; for commercial FM - 3.16 mV/m; for noncommercial educational FM - 1.0 mV/m.

³ For AM - 0.5 mV/m contour; for FM - 1.0 mV/m contour.

above average terrain: 266 meters

WU must notify the Commission when licensed operation is restored. WU must use whatever means are necessary to protect workers and the public from exposure to radio frequency radiation in excess of the Commission's exposure guidelines. *See* 47 CFR § 1.1310.

This authority expires on **June 28, 2008**.


STA Advisory: Section 309(f) of the Communications Act of 1934, as amended, authorizes the Commission to grant STA in cases of "extraordinary circumstances requiring temporary authorizations in the public interest and when delay in the institution of the temporary operations would seriously prejudice the public interest." However, Section 309(f) is not a means by which a licensee/permittee may circumvent established processing procedures which require the filing of an application, nor is it a means by which a broadcaster may enhance his facility or make operation more convenient for the broadcaster. Stations operating with less than licensed facilities under temporary authorities can be viewed as receiving the benefit of a larger protection area than that in which they are currently providing service.

Accordingly, Special Temporary Authorities by nature are to be temporary and are not intended for extended use. Licensees of stations operating under temporary authorities are reminded that timely restoration of permanent facilities is the responsibility of the licensee and should be undertaken expeditiously. Any request for extension of special temporary authorities carries an increased burden with each subsequent request.

Therefore, requests for extension of STA will be granted only where the licensee can show that one or more of the following criteria have been met:

- Restoration of licensed facilities is complete and testing is underway;
- Substantial progress has been made during the most recent STA period toward restoration of licensed operation; or
- No progress has been made during the most recent STA period for reasons clearly beyond the licensee's control, and the licensee has taken all possible steps to expeditiously resolve the problem.

Sincerely,



Charles N. Miller, Engineer
Audio Division
Media Bureau

cc: Wilkes University

Federal Communications Commission
Washington, D.C. 20554

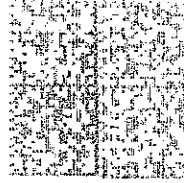
OFFICIAL BUSINESS
PENALTY FOR PRIVATE USE, \$300

1800B3

ATS
no longer at
this address

Wilkes University
ATTN: Robert D. Reite
84 West South Street
Wilkes-Barre, Pennsylvania 18766

MAILED
JAN 28 2008
FCC Mail Room



018-476-00185
\$00.412
12 33 2008
US POSTAGE